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Attorneys for Plaintiff
VALERIE ZGONC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VALERIE ZGONC,

Plaintiff,

v.

THE LIFE INSURANCE COMPANY OF
NORTH AMERICA; THE INDUS
INTERNATIONAL, INC. LONG TERM
DISABILITY PLAN; THE VENTYX, INC.
LONG TERM DISABILITY PLAN; and
DOES 1 through 20, inclusive,

Defendants.

Case No.: CV07-06359 CW

**STIPULATION OF DISMISSAL WITH
PREJUDICE AND [PROPOSED]
ORDER THEREON**

Honorable Claudia Wilken

Plaintiff Valerie Zgonc ("plaintiff"), and defendants The Life Insurance Company of
North America ("LINA"), The Indus International, Inc. Long Term Disability Plan and The

Ventyx, Inc. Long Term Disability Plan (collectively referred herein as “defendants”), through their respective attorneys of record, Terrence J. Coleman, Esq. and Brian H. Kim, Esq., of Pillsbury & Levinson, LLP, on behalf of plaintiff, and Dennis J. Rhodes, Esq., of Wilson, Elser, Moskowitz, Edelman & Dicker LLP, on behalf of defendants, HEREBY STIPULATE that the above-captioned matter and all claims of relief therein can be dismissed with prejudice as to all parties in its entirety pursuant to the parties’ agreement to resolve the claim. Each party to bear its own fees and costs.

IT IS SO STIPULATED.

Date: August 26, 2008

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP

By: /s/ Dennis J. Rhodes
Adrienne C. Publicover
Dennis J. Rhodes
Attorneys for Defendants
THE LIFE INSURANCE COMPANY OF
NORTH AMERICA; THE INDUS
INTERNATIONAL, INC. LONG TERM
DISABILITY PLAN; THE VENTYX,
INC. LONG TERM DISABILITY PLAN

Date: August 26, 2008

PILLSBURY & LEVINSON, LLP

By: /s/ Terrence J. Coleman
Terrence J. Coleman
Brian H. Kim
Attorneys for Plaintiff
VALERIE ZGONC

ORDER

The above-captioned matter, and all claims for relief therein, is dismissed with prejudice as to all parties in its entirety pursuant to the parties’ agreement to resolve the claim. Each party to bear its own fees and costs.

IT IS SO ORDERED.

Date: August _____, 2008

By: _____
Honorable Claudia Wilken
UNITED STATES DISTRICT COURT JUDGE

CERTIFICATE OF SERVICE

Valerie Zgonc v. The Life Insurance Company of North America, et al.
USDC NDCA Case #CV07-06359 CW

I am over the age of eighteen years and am not a party to the within cause. I am employed in the City and County of San Francisco, California and my business address are 525 Market Street, 17th Floor, and San Francisco, California 94105-2725.

On this date I served the following documents:

**STIPULATION OF DISMISSAL WITH PREJUDICE
AND [PROPOSED] ORDER THEREON**

on the part(y)(ies) identified below, through their attorneys of record, by placing true copies thereof in sealed envelopes addressed as shown below by the following means of service:

→ : **By First Class Mail** -- I caused each such envelope, with first class postage thereon fully prepaid, to be deposited in a recognized place of deposit of the U.S. Mail in San Francisco, California, for collection to the office of the addressee following ordinary business practices.

: **By Personal Service** -- I caused each such envelope to be given to a courier messenger who personally delivered each such envelope to the office of the address.

: **By Overnight Courier** -- I caused each such envelope to be given to an overnight mail service at San Francisco, California, to be hand delivered to the addressee on the next business day.

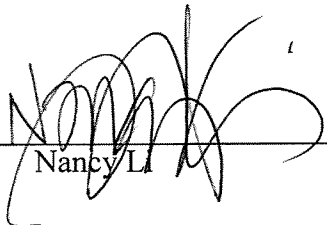
: **Facsimile** -- (Only where permitted. Must consult CCP §1012.5 and California Rules of Court 2001-2011. Also consult FRCP Rule 5(e). Not currently authorized in N.D.CA.)

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Attorneys for Plaintiff

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my knowledge.

EXECUTED on **August 26, 2008**, at San Francisco, California.



Nancy Li